IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE V.RAMKUMAR

MONDAY, THE 20TH AUGUST 2007 / 29TH SRAVANA 1929

Crl.Rev.Pet.No. 3098 of 2007()

CRA.292/2003 of SESSIONS COURT, ALAPPUZHA
CC.1015/1999 of JUDL.MAGISTRATE OF FIRST CLASS-I, CHERTHALA

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REVN. PETITIONER:

SIYAVUDEEN, S/O.MUSTHAFA KAMAL,
SANOBAR MANZIL, PATTANAKKAD P.O., CHERTHALA

BY ADV. SRI.C.K.SAJEEV

RESPONDENTS:

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1. C.J.JOSEPH, CHATHANPARAMBIL, PATTANAKKAD P.O. CHERTHALA

2. STATE OF KERALA, REPRESENTED BY THE PUBLIC PROSECUTOR HIGH COURT OF KERALA, ERNAKULAM

BY ADV. SRI.T.H.SALAM

THIS CRIMINAL REVISION PETITION HAVING COME UP FOR ADMISSION ON 20-08-2007, THE COURT ON 20/08/2007 PASSED THE FOLLOWING:

V. RAMKUMAR, J.

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Crl.R.P. No. 3098 of 2007

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Dated, this the 20th day of August 2007

ORDER

The accused in C.C.1015 of 1999 on the file of the J.F.C.M-I, Cherthala for an offence punishable under Section 138 of the Negotiable Instruments Act, 1881, challenges the conviction entered and the sentence passed against him concurrently by the courts below.

2. Pending this revision, the parties have settled the matter. Crl.M.A 9024 of 2007 has been filed under Section 147 of the Negotiable Instruments Act, 1881 seeking permission to record the composition entered into between the revision petitioner and the complainant. The said petition has been signed by both the revision petitioner as well as the complainant and their respective counsels. In the light of this development, the aforementioned composition is recorded and it will have the effect of an acquittal of the revision petitioner within the meaning of Sec. 320 (8) Cr.P.C.

The petitioner shall be released from prison forthwith unless his continued detention is warranted in connection with any other case.

This Crl. R.P. is disposed of as above.

V. RAMKUMAR,

(JUDGE)

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